HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION NO: 20060 of 1999

Dated: 19-09-2007

Between:

Bollam Ananda Rao and 4 others.

..... PETITIC

AND

The Mandal Revenue Officer,
Nakkapalli,
Viskhapatnam and 2 others.

.....RESPONI

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 20060 of 1999

O R D E R:

This writ petition is filed for a writ of Mandamus to declare the action of respondents 1 and 2 in holding that the ryots of Godicherla village are being entitled to utilise the water of voora tank of Uddandapuram, Nakkapalli Mandal, Visakhapatnam District to irrigate an extent of Ac.180.00 cents of land in segment 10/10 of Godicherla village as illegal and arbitrary.

At the hearing, no one appeared for the petitioners.

Sri T.Nagarjuna Reddy, learned counsel representing respondent No.3 submitted that his client died and that this fact was informed to Sri Murthy, representing the learned counsel for the petitioner Sri K.V.Subrahmanya Narasu on an earlier occasion.

Despite the fact that the information of the death of respondent No.3 was evidently given to the learned counsel representing the petitioners, no steps have been taken to bring the successors in interest of respondent No.3 on record. Since no relief as sought in the writ petition can be granted without impleading the necessary parties in place of the deceased respondent No.3, the writ petition deserves to be dismissed.

For the aforementioned reasons, the writ petition is dismissed. No costs.

C.V.NAGARJUNA REDDY,J

Date: 19-09-2007
KLP